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3351 U.S. PTOU.S.P.T.O.  
031904
**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for nonprovisional applications under 37 CFR § 1.53(b))

Attorney Docket No. **D2A1250-1**

First Inventor or Application Identifier

**Hand, Larry E. et al.**

Title

**Phase Alignment of Audio Output Data in a Multi-  
Channel Configuration**

Express Mail Label No.

**EU826440602US****APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

**ADDRESS TO:**Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

1. <input checked="" type="checkbox"/> Fee Transmittal (Submit an original and a duplicate for fee processing)	6. <input type="checkbox"/> Microfiche Computer Program (Appendix)
2. <input checked="" type="checkbox"/> Specification [Total Pages] <b>25</b> (preferred arrangement set forth below)	7. <input type="checkbox"/> Nucleotide and Amino Acid Sequence Submission (if applicable, all necessary)
- Descriptive Title of the Invention	
- Cross References to Related Applications	
- Statement Regarding Fed sponsored R & D	
- Background of the Invention	
- Brief Summary of the Invention	
- Brief Description of the Drawings (if filed)	
- Detailed Description	
- Claim(s)	
- Abstract of the Disclosure	
3. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets] <b>5</b>	8. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s))
4. Oath or Declaration [Total Pages] <b>2</b>	9. <input type="checkbox"/> 37 CFR 3.73(b) Statement (when there is an assignee) <input checked="" type="checkbox"/> Power of Attorney
a. <input checked="" type="checkbox"/> Newly executed (original or copy)	10. <input type="checkbox"/> English Translation Document (if applicable)
b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 17 completed)	11. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations
i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)	12. <input type="checkbox"/> Preliminary Amendment
5. <input type="checkbox"/> Incorporation By Reference (useable if box 4b is checked). The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein.	13. <input checked="" type="checkbox"/> Return Receipt Postcard
	14. <input checked="" type="checkbox"/> Small Entity <input type="checkbox"/> Statement filed in prior application, (Y/N) <input type="checkbox"/> Status still proper and desired
	15. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)
	16. <input checked="" type="checkbox"/> Other: <u>Certificate of Express Mail,</u> <u>Postcard, Check,</u> <u>Nonpublication Request</u>

## 17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment

 Continuation  Divisional  Continuation-In-Part (CIP) of prior Application No. \_\_\_\_\_

Prior application information: Examiner \_\_\_\_\_ Group / Art Unit \_\_\_\_\_

 Claims the benefit of Provisional Application No. 60/469,774**CORRESPONDENCE ADDRESS****Law Offices of Mark L. Berrier**1250 Cap. of Texas Hwy. S., Bldg. II, Ste. 216  
Austin, Texas 78746telephone: 512.329.2655  
facsimile: 512-330-1710TYPED or PRINTED NAME Mark L. BerrierREGISTRATION NO. 35,066SIGNATURE Mark L. BerrierDate 3/15/04

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18351 US PTO

## FEE TRANSMITTAL for FY 2004

Effective 01/01/2003. Patent fees are subject to annual revision.

TM Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 425.00)

## Complete if Known

Application Number	Unknown
Filing Date	March 19, 2004
First Named Inventor	Hand, Larry E. et al.
Examiner Name	Unknown
Art Unit	Unknown
Attorney Docket No.	D2A1250-1

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  Other  None

Deposit Account Number	
Deposit Account Name	

The Commissioner is authorized to: (check all that apply)

Charge (fees) indicated below.  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for filing fee  
 to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	Fee (\$)	Fee (\$)
1001	2001	385 Utility filing fee	385.00
1002	2002	170 Design filing fee	
1003	2003	265 Plant filing fee	
1004	2004	385 Reissue filing fee	
1005	2005	80 Provisional filing fee	

SUBTOTAL (1) (\$ 385.00)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Fee from below	Fee Paid
Total Claims	14	-20** = 0 X 9 =	\$0.00
Independent Claims	3	-3** = 0 X 43 =	\$0.00
Multiple Dependent		X 145 =	

Large Entity	Small Entity	Fee Description
Fee Code	Fee Code	Fee (\$)
1202	2202	9 Claims in excess of 20
1201	2201	43 Independent claims in excess of 3
1203	2203	145 Multiple dependent claim, if not paid ** Reissue independent claims
1204	2204	43 over original patent ** Reissue claims in excess of 20 and over original patent
1205	2205	9

SUBTOTAL (2) (\$ 0.00)

\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	Fee (\$)	Fee (\$)
1051	2051	65 Surcharge - late filing fee or oath	
1052	2052	25 Surcharge - late provisional filing fee or cover sheet	
1053	1053	130 Non-English specification	
1812	1812	2,520 For filing a request for ex parte reexamination	
1804	1804	920* Requesting publication of SIR prior to Examiner action	
1805	1805	1,840* Requesting publication of SIR after Examiner action	
1251	2251	110 Extension for reply within first month	
1252	2252	410 Extension for reply within second month	
1253	2253	930 Extension for reply within third month	
1254	2254	1,450 Extension for reply within fourth month	
1255	2255	1,970 Extension for reply within fifth month	
1401	2401	320 Notice of Appeal	
1402	2402	320 Filing a brief in support of an appeal	
1403	2403	280 Request for oral hearing	
1451	1451	1,510 Petition to institute a public use proceeding	
1452	2452	110 Petition to revive - unavoidable	
1453	2453	1,300 Petition to revive - unintentional	
1501	2501	1,300 Utility issue fee (or reissue)	
1502	2502	470 Design issue fee	
1503	2503	630 Plant issue fee	
1460	1460	130 Petitions to the Commissioner	
1807	1807	50 Processing fee under 37 CFR 1.17(q)	
1806	1806	180 Submission of Information Disclosure Stmt	
8021	8021	40 Recording each patent assignment per property (times number of properties)	40.00
1809	2809	750 Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	2810	750 For each additional invention to be examined (37 CFR § 1.129(b))	
1801	2801	750 Request for Continued Examination (RCE)	
1802	1802	900 Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 40.00)

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Mark L. Berrier	Registration No. (Attorney/Agent)	35,066	Telephone	512-329-2655
Signature				Date	3/19/04

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Atty Docket No. (Optional)  
**D2A1250-1**

**Mail Stop Patent Application**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In the Application of:  
**Hand, Larry E. et al.**

Date Filed:  
**March 19, 2004**

Title:  
**PHASE ALIGNMENT OF AUDIO OUTPUT DATA IN A  
MULTI-CHANNEL CONFIGURATION**

I hereby certify that the attached

- Utility Patent Application  
(including 1 title page, 23 pages of specification, 1 abstract page and 5 pages of drawings)
- Utility Patent Application Transmittal Form
- Fee Transmittal
- Declaration and Power of Attorney
- Assignment and Recordation Cover Sheet
- Request for Non-Publication
- Credit Card Payment Form in the amount of \$ \_\_\_\_\_
- Check in the amount of \$ 425.00
- Postcard

are being deposited with the United States Postal Service "EXPRESS MAIL Post Office to Addressee" service under 37 C.F.R. § 1.10, Mailing Label Certificate No. **EU826440602US**, on **March 19, 2004**, addressed to: **Mail Stop Patent Application**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Respectfully submitted,



Mark L. Berrier

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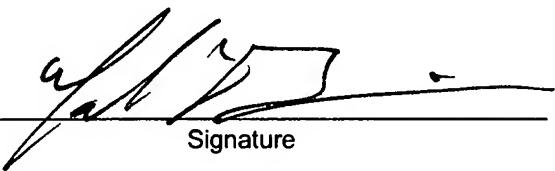
<b>NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	Hand, Larry E. et al.
	Title	Phase Alignment of Audio Output Data in a Multi- Channel Configuration
	Attorney Docket Number	D2A1250-1

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

3/19/04

Date



Signature

512-329-2655

Mark L. Berrier

Telephone number

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.*